



SECOND NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES	Docket Number (Optional) 94-0302.02
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, Washington D.C. 20231" on <u>11/20/02</u> Signature <u>Susan Jerome</u> Typed or printed Name <u>Susan Jerome</u>	In re Application of Thakur et al.	
	Application Number 09/654,093	Filed August 31, 2000
	For A METHOD TO AVOID THRESHOLD VOLTAGE SHIFT IN THICKER DIELECTRIC FILMS	
	Group Art Unit 2815	Examiner P. Brock II

#14
Notice of Appeal
Jmcaillan
12/9/02

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) (previous fee applied per MPEP §1208.02)

\$0.

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-3092 (Order No. 94-0302.02). I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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NOV 26 2002
TC 3800 MAIL ROOM

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☒ attorney or agent of record.
- ☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a). _____

Charles Brantley
Signature

Charles Brantley
Typed or printed name

11/19/02
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**FEE TRANSMITTAL
for FY 2003**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 0**Complete if Known**

Application Number	09/654,093
Filing Date	August 31, 2000
First Named Inventor	Thakur et al.
Examiner Name	P. Brock II
Group / Art Unit	2815
Attorney Docket No.	94-0302.02

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None
Order☒ Deposit Account:Deposit
Account
Number

13-3092, Order No. 94-0302.02

Deposit
Account
Name

Micron Technology, Inc.

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
FEE CALCULATION**1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	740	2001	370	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	510	2003	255	Plant filing fee	
1004	740	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$) 0

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
13	-20 **	0	0
4	-4 **	0	0
		84	0
			0

Multiple
Dependent

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity

Small Entity

Fee Code Fee (\$)

Fee Code Fee (\$)

Fee Description

Fee Paid

1051 130

2051 65

Surcharge - late filing fee or oath

1052 50

2052 25

Surcharge - late provisional filing fee

or cover sheet.

1053 130

1053 130

Non-English specification

1812 2,520

1812 2,520

For filing a request for reexamination

1804 920*

1804 920*

Requesting publication of SIR prior to

Examiner action

1805 1,840*

1805 1,840*

Requesting publication of SIR after

Examiner action

1251 110

2251 55

Extension for reply within first month

1252 400

2252 200

Extension for reply within second

month

1253 920

2253 460

Extension for reply within third month

1254 1,440

2254 720

Extension for reply within fourth

month

1255 1,960

2255 980

Extension for reply within fifth month

1401 320

2401 160

Notice of Appeal

1402 320

2402 160

Filing a brief in support of an appeal

1403 280

2403 140

Request for oral hearing

1451 1,510

1451 1,510

Petition to institute a public use

proceeding

1452 110

2452 55

Petition to revive - unavoidable

1453 1,280

2453 640

Petition to revive - unintentional

1501 1,280

2501 640

Utility issue fee (or reissue)

1502 460

2502 230

Design issue fee

1503 620

2503 310

Plant issue fee

1460 130

1460 130

Petitions to the Commissioner

1807 50

1807 50

Processing fee under 37 CFR 1.17 (q)

1806 180

1806 180

Submission of Information Disclosure

Stmnt

8021 40

8021 40

Recording each patent assignment

per property (times number of

properties)

1809 740

2809 370

Filing a submission after final rejection

(37 CFR § 1.129(a))

1810 740

2810 370

For each additional invention to be

examined (37 CFR § 1.129(b))

1801 740

2801 370

Request for Continued Examination (RCE)

1802 900

1802 900

Request for expedited examination

of a design application

SUBMITTED BY**Complete (if applicable)**

Name (Print/Type)

Charles Brantley

Registration No. Attorney/Agent)

38,086

Telephone

208-368-4557

Signature

Charles Brantley

Date

11/19/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of: Thakur et al.

Serial No.: 09/654,093

Filed: August 31, 2000

For: A METHOD TO AVOID THRESHOLD
VOLTAGE SHIFT IN THICKER DIELECTRIC FILMS

§
§ Group Art Unit: 2815
§
§ Examiner: P. Brock II
§
§ Atty. Docket: 94-0302.02
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TRANSMITTAL OF SECOND NOTICE OF APPEAL AND SECOND APPEAL BRIEF

Commissioner for Patents
Washington, D.C. 20231

Certificate of Mailing (37 C.F.R. § 1.8)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below:

11/20/02

Date

Signature

Susan Jerome

Dear Sir:

Enclosed herewith is a Second Notice of Appeal and Applicants' Second Appeal Brief, submitted in triplicate. Per MPEP §1208.02, Applicants request that the fee paid on 5/1/02 for the original Notice of Appeal and the fee paid on 7/9/02 for the original Appeal Brief be applied to the documents filed herewith. Accordingly, Applicants understand that no fee is due at this time. The Commissioner is authorized to charge any required fee to Micron Technology, Inc. Deposit Account No. 13-3092, Order No. 94-0302.02. This transmittal is being submitted in duplicate.

Respectfully submitted,

Charles Brantley

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